

**UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MASSACHUSETTS**

FILED
DOCKET NO. 04CV10091-MBB

**MERRIMACK MUTUAL FIRE
INSURANCE COMPANY a/s/o JOHN
McDONOUGH,**
Plaintiff

v.

**APPLICA CONSUMER PRODUCTS,
INC.,**
Defendant

2005 FEB -7 P 1:00

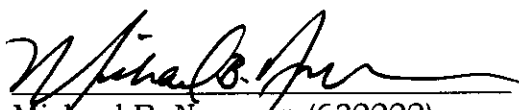
U.S. DISTRICT COURT
DISTRICT OF MASS.

NOTICE OF SETTLEMENT

Now come the parties to the above-captioned matter and hereby notify the Court that they have reached an agreement to settle and dispose of this case. The status conference that is scheduled for this matter on February 8, 2005 should, therefore, be cancelled. The parties further notify the Court that they will file a Stipulation of Dismissal in this action within 30 days.

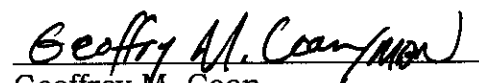
Respectfully submitted,
On behalf of the Plaintiff

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On behalf of the Defendant,

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